Appendix 1

Judgment of the United States District Court for the Southern District of Florida

United States District Court

FOR THE

SOUTHERN DISTRICT OF FLORIDA

FILED

OCT 26 1972

JOSEPH L. BOGART
CLERK U. S. DIST. CT.
SOUTHERN DIST. OF FLA.
MIAMI, FLA.

United States of America

v.

CHARLES A. MIELE

No. 72-310-CR-JE

On this 26th day of October, 19 72 came the attorney for the government and the defendant appeared in person and[1] by Counsel, E. David Rosen, Esq.

It Is ADJUDGED that the defendant upon his plea of[2] Not Guilty and a Jury Verdict of GUILTY has been convicted of the offense of conspiracy to violate sections 1341, 1342, 1343, 2314 and violation of Sections 1341, 1342, 1343, 2314, 371 & 2, of Title 18, United States Code,

as charged[3] in Counts 2,3,4,5,6,7,8,9,10,14,16, 17,18,19,20,22,27,28 of the Indictment

and the court having asked the defendant whether he has anything to say why judgment should not be pronounced, and no sufficient cause to the contrary being shown or appearing to the Court.

It Is ADJUDGED that the defendant is guilty as charged and convicted.

It Is ADJUDGED that the defendant is hereby committed to the custody of the Attorney General or his authorized representative for imprisonment for a period of[4] THREE YEARS as to each of Counts 2,3,4,5,6,7,8,9,10, said periods of confinement as to each of counts 3,4,5,6,7,8,9,10, as to run concurrently with each other; THREE (3) YEARS as to each of Counts 14, 16, 17, 18, 19, 20, 22, 27, 28, said periods of confinement as to each of counts 16, 17, 18, 19, 20, 22, 27, 28 are to run concurrently with each other and consecutive to the sentence of confinement imposed as to counts 2,3,4,5,6,7,8,9,10, or until otherwise discharged by due process of law.

It Is ADJUDGED that[5] Counts 16, 17, 18, 19, 20, 22, 27, 28 are also to run concurrently with count 14.

Certified to be a true and
correct copy of the original.
Joseph L. Bogart, Clerk
U. S. District Court
Southern District of Fla.

By _____
Deputy Clerk

Date _____

It Is ORDERED that the Clerk deliver a certified copy of this judgment and commitment to the United States Marshal or other qualified officer and that the copy serve as the commitment of the defendant.

S/ Joe Eaton

United States District Judge.

The Court recommends commitment to[6]

Clerk.

[1]Insert "by [name of counsel], counsel" or without counsel; the court advised the defendant of his rights to counsel and asked him whether he desired to have counsel appointed by the court, and the defendant thereupon stated that he waived the right to the assistance of counsel. [2]Insert (1) "guilty and the court being satisfied there is a factual basis for the plea," (2) "not guilty, and a verdict of guilty," (3) "not guilty, and a finding of guilty," or (4) "nolo contendere," as the case may be. [3]Insert "in count(s) number _____ " if required. [4]State (1) sentence or sentences, specifying counts if any; (2) whether sentences are to run concurrently or consecutively and, if consecutively, where each term is to begin with reference to termination of preceding term or to any other outstanding unserved sentence; (3) whether defendant is to be further imprisoned until payment of the fine or fine and costs, or until he is otherwise discharged as provided by law. [5]Enter any order with respect to suspension and probation. [6]For use of Court to recommend a particular institution.

Appendix 2

Judgment of the United States Court of Appeals for the Fifth Circuit

IN THE

United States Court of Appeals

FOR THE FIFTH CIRCUIT

No. 72-3503

Summary Calendar*

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

CHARLES A. MIELE,

Defendant-Appellant.

Appeal from the United States District Court for the Southern District of Florida

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(April 26, 1973)

Before WISDOM, AINSWORTH and CLARK, Circuit Judges.

PER CURIAM: AFFIRMED. See Local Rule 21.[1]

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*Rule 18, 5 Cir., Isbell Enterprises, Inc. v. Citizens Casualty Company of New York, et al., 5 Cir., 1970, 431 F.2d 409, Part I.

[1]See N.L.R.B. v. Amalgamated Clothing Workers of America, 5 Cir., 1970, 430 F.2d 966.

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